IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

WP(C).No. 33325 of 2007(P)

PETITIONER:

K.ARJUNAN NADAR, S/O.KUTTAN NADAR,
THERIVILA PUTHEN VEEDU, PAPPAN CHANI,
VELLAYANI P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.D.AJITHKUMAR

RESPONDENTS:

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1. DISTRICT COLLECTOR, THIRUVANANTHAPURAM.

2. KALLIYOOR GRAMA PANCHAYATH (SPECIAL GRADE), REPRESENTED BY ITS SECRETARY, THIRUVANANTHAPURAM.

3. SECRETARY, KALLIYOOR GRAMA PANCHAYAT (SPECIAL GRADE), THIRUVANANTHAPURAM.

4. TAHSILDAR, THIRUVANANTHAPURAM.

R1 & R4 BY ADV. SRI. K.J.MOHAMMED ANZAR, SR. GOVT. PLEADER.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/11/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 33325 OF 2007

Dated this the 13th day of November, 2007

JUDGMENT

The petitioner seems to have a genuine grievance. An open sewage line is passing through his property. He filed Ext.P1 application before the District Collector. Considering the same, the District Collector called for a report from the Tahsildar and Ext.P2 report was submitted by the Tahsildar in favour of the petitioner and recommending for shifting of the sewage as requested by the petitioner. The grievance of the petitioner is that in spite of Ext.P2, the Secretary of the Panchayat is not passing final orders on Ext.P1 ensuring that the sewage line is shifted.

Ext.P4 representation has been submitted by the petitioner before the 1st respondent seeing implementation of the recommendation in Ext.P2 report. The 1st respondent District Collector will take up Ext.P4 immediately, issue notice to the 3rd respondent and pass appropriate orders on Ext.P4 taking into account Ext.P2 report submitted by the 4th respondent. This will be done by the 1st respondent at his earliest and at any rate within one month of receiving copy of this judgment.

PIUS C. KURIAKOSE, JUDGE

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